Message Text

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INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-05 H-01 INR-07 L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06 IO-13 ACDA-07 CAB-02 COME-00 DOTE-00 EB-07 EPG-02 FAA-00 /090 W

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FM USMISSION USBERLIN
TO SECSTATE WASHDC 4934
AMEMBASSY BONN
INFO AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
USMISSION USNATO

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E.O. 11652: GDS

AMEMBASSY BERLIN

TAGS: PGOV, EAIR, WB, GW, GE, US, UR, UK, FR SUBJECT: RESCUE FLIGHTS TO AND FROM BERLIN

REF: BONN 11750

1. WE ADMIRE THE EMBASSY'S THOROUGH REPORT ON THIS SUBJECT. WE THINK EACH OF THE STEPS PROPOSED BY THE EMBASSY IS IN ORDER. WE NOTE THAT OUR TELEGRAM 1881 PROPOSING AN IN-DEPTH INFORMATION VISIT TO THE DRW PROBABLY CROSSED WITH REFTEL. WE WOULD LIKE THAT PROPOSAL WORKED IN TO THE OVERALL SCENARIO OUTLINED IN PARA 5 REFTEL.

2. WE HAVE THESE REFINEMENTS TO OFFER ON THE INFORMATION PRO-VIDED REFTEL.

A. WE TOOK A READING ON BA'S ATTITUDE TOWARD BERLIN AIR WITH ITS BERLIN MANAGER, ANTHONY CARO, JULY 18. HE SAID HE WOULD CONFIDENTIAL

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NEITHER SHED TEARS NOR JUMP FOR JOY OVER THE INAUGURATION OF AN AIR TAXI SERVICE. HE EXPECTS THE MARKET WILL BE FAIRLY SMALL AND THOUGHT THE OPERATION COULD PETER OUT. CARO NOTED THAT WHILE FREE COMPETITION WAS CERTAINLY SUITABLE IN SOME AVIATION MARKETS, HE THOUGHT BERLIN WAS A SPECIAL CASE, THAT THE IGS WAS THE CORE OF BERLIN AIR SERVICES, AND THAT PAN AM AND BRITISH AIRWAYS DESERVE SOME SPECIAL CONSIDERATION

FOR STICKING WITH THIS SERVICE THROUGH "THICK AND THIN."

B. AS REGARDS THE AUTHORITY OF BASC TO COORDINATE WITH THE SOVIET MILITARY AUTHORITIES ON EVACUATION FLIGHTS WITHOUT FIRST OBTAINING CONCURRENCE OF THE CASS, WE FIND THE GERMAN AIP AMBIGUOUS. PARA 1.6.2 OF THE AIP STATES THAT OPERATORS OF ALL AIRCRAFT REGISTERED IN STATES OTHER THAN FRANCE, THE UK, OR THE US MUST REQUEST PERMISSION AS FOLLOWS: "FOR THAT PORTION OF THE FLIGHT ALONG ONE OF THE BERLIN AIR CORRIDORS AND/OR IN THE BERLIN CONTROL ZONE: THROUGH EITHER THE FRENCH, BRITISH, OR U.S. EMBASSY IN THE FRG - AND - FROM THE SOVIET MILITARY AUTHORITIES IN BERLIN." THIS FORMULATION LEAVES AMBIGUOUS WHETHER THE SOVIETS OR THE CAAS ARE FIRST CONSULTED AND DOES NOT IN OUR VIEW REQUIRE ONE PERMISSION TO PRECEDE THE OTHER. WHILE THESE REGULATIONS CAN BE CONSTRUED TO GIVE THE APPROPRIATE NATIONAL ELEMENT OF THE BASC AUTHORITY TO FIRST APPROACH THE SOVIET MILITARY AUTHORITIES, WE THINK SUCH AUTHORITY SHOULD BE MADE EXPLICIT FOR THE GENUINE EMERGENCY WHERE LIFE OR SERIOUS AGGRAVATION OF A CONDITION MAY BE AT STAKE. THAT IS, THE APPROPRIATE NATIONAL ELEMENT OF THE BASC OUGHT TO HAVE THE AUTHORITY TO CLEAR NON-THREE POWER MEDICAL EVACUATION FLIGHTS. IF THE CAA CANNOT BE CONTACTED. GEORGE

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